

LAW OFFICES  
**Hovey Williams LLP**  
A LIMITED LIABILITY PARTNERSHIP  
OF PROFESSIONAL CORPORATIONS

ESTABLISHED 1929

INTELLECTUAL PROPERTY LAW  
U.S. & FOREIGN PATENTS,  
TRADEMARKS, COPYRIGHTS  
& UNFAIR COMPETITION CAUSES

2405 GRAND BOULEVARD  
SUITE 400  
KANSAS CITY, MO. 64108-2519

TELEPHONE 816-474-9050  
FACSIMILE 816-474-9057  
www.hoveywilliams.com

ROBERT D. HOVEY, P. C.  
WARREN N. WILLIAMS, P. C.  
STEPHEN D. TIMMONS, P. C.  
JOHN M. COLLINS, P. C.  
THOMAS H. VAN HOOZER, P. C.  
THOMAS B. LUEBBERS, P. C.  
ANDREW G. COLOMBO, P. C.  
SCOTT R. BROWN, P. C.  
TRACY L. BORNMAN, P. C.

ALLEN W. RICHMOND, OF COUNSEL  
(ADMITTED IN OKLAHOMA ONLY)  
MICHAEL ELBEIN, P. C., OF COUNSEL

JILL D. SINGER  
TRACEY E. TRUITT  
DAVID V. AYRES  
GERHARD P. SHIBLEY  
KANEON G. KELLY  
JASON E. GORDEN  
GREGORY J. SKOCH  
LESLIE L. LAWSON  
JENNIFER C. BAILEY  
WILLIAM J. JACOB

DAVID TERRELL, PATENT AGENT

RECEIVED  
CENTRAL FAX CENTER

NOV 24 2003

OFFICIAL

Date: November 24, 2003

Total Number of Pages Including Cover Page: 3 Pages

To: Assistant Commissioner for Patents

ATTN: Examiner Joseph D. Anthony

RE: Application for U.S. Letters Patent  
Serial No.: 09/849,388  
Filed: May 3, 2001  
Inventor: Annen et al.  
Title: N-ALKYL AMMONIUM ACETONITRILE SALTS METHODS THEREFOR  
AND COMPOSITIONS THEREWITH  
Docket No. 33858-CIP1-CNT2

Teletcopy Number: 703/872-9306

CERTIFICATE OF TELEFACSIMILE TRANSMISSION

Comments: As requested by the Examiner Anthony this is the replacement Terminal Disclaimer for the above-referenced application.

*Linda Aylward*  
Linda Aylward

November 24, 2003  
Date

PLEASE CALL THE ABOVE NOTED NUMBER IF YOU DO NOT RECEIVE ALL PAGES.

RECEIVED  
CENTRAL FAX CENTER

NOV 24 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

ANNEN et al.

Serial No.: 09/849,388

Filed: May 3, 2001

N-ALKYL AMMONIUM ACETONITRILE  
SALTS, METHOD THEREFOR AND  
COMPOSITIONS THEREWITH

Docket No. 33858-CIP8-CNT2

Group Art Unit No. 1714

Examiner: Joseph Anthony

OFFICIAL

Commissioner of Patents  
Alexandra, VA 22313-1450

Sir:

TERMINAL DISCLAIMER TO OBVIATE A  
DOUBLE PATENTING REJECTION OVER PRIOR PATENTS

Mid-America Commercialization Corporation, the owner of 100 percent interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,183,665, U.S. Patent No. 5,888,419, U.S. Patent No. 5,958,289, U.S. Patent No. 5,741,437, U.S. Patent No. 5,739,327, and U.S. Patent No. 5,959,104, as presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term of the prior patent, as presently shortened by any terminal disclaimer, in the event

that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

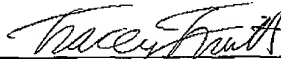
The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 19-0522.

Respectfully submitted

Dated: November 24, 2003

HOVEY WILLIAMS LLP

By



Tracey S. Pruitt, Reg. No. 43,205  
2405 Grand Blvd., Suite 400  
Kansas City, MO 64108  
(816) 474-9050

(Docket No. 33858-CIP8-A-CNT2)